



## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Glenn R. Frank; James P. Porter;  
Keith E. Rushlow; Donald L. Wassom

Serial No.: 10/763,400

Filed: January 23, 2004

Atty. File No.: DI-1-3

For: "METHOD TO DETECT IgE"

**Mail Stop DD**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

) Group Art Unit:

) Examiner:

INFORMATION DISCLOSURE  
STATEMENT

## CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE AND THE  
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HESKA CORPORATION

SIGNATURE: Susan A. Gordon

Susan A. Gordon

Dear Sir:

Pursuant to Applicants' duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicants hereby provide the enclosed Form PTO-1449. The present divisional application, Serial No. 10/763,400, relies upon previously filed application Serial No. 09/944,277, filed 8/30/01, now U.S. Patent No. 6,682,894 B2; which relies upon 09/285,873, filed March 31, 1999, now U.S. Patent No. 6,309,832 B1; which relies upon previously filed application Serial No. 08/756,387, filed November 26, 1996, and issued as U.S. Patent No. 5,945,294; for an earlier filing date. Therefore, in accordance with 37 CFR § 1.98(d), copies of items listed on the attached Form PTO-1449 that were previously submitted in Application Serial No. 09/944,277 are not herein provided. Applicants do not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that any of the documents is prior art with respect to the above-identified patent application.

Respectfully submitted,

Dated: April 15, 2004

Timothy L. McCutcheon, Esq.

Registration No. 41,184

Heska Corporation

1613 Prospect Parkway

Fort Collins, Colorado 80525

Telephone: (970) 493-7272

Facsimile: (970) 491-9976

ATTY. DOCKET NO. DI-1-3

SERIAL NO. 10/763,400

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

Page 1 of 1

APPLICANT Glenn R. Frank, James P. Porter, Keith E. Rushlow,  
Donald L. Wassom

FILING DATE January 23, 2004

GROUP

## U.S. PATENT DOCUMENTS

EXAM. INITIAL		DOCUMENT NUMBER	ISSUE DATE	PATENTEE	CLS	SUB-CLS	FILE DATE
	A1	4,962,035	10/9/90	Leder et al.			

## FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATIONS

EXAM. INITIAL		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLS	SUB-CLS	TRANS ?
	B1 *	WO 90/04640	5/3/90	PCT			
	B2 *	WO 91/06570	5/16/91	PCT			
	B3 *	JP 5113443	5/7/93	Japan			
	B4 *	WO 97/24617	10 July 1997	PCT			

## OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)

	C1 *	Kochan, et al., (1988) <i>Nucleic Acids Res.</i> 16(8), p. 3584.
	C2 *	Küster, et al., (1990) <i>J. Biol. Chem.</i> 265(11), pp. 6448-6452.
	C3 *	Küster, et al., (1992) <i>J. Biol. Chem.</i> 267(18), pp. 12782-12787.
	C4 *	Lowenthal, et al., (1993) <i>Annals of Allergy</i> 71, pp. 481-484.
	C5 *	Pang, et al., "Characterization of the Gene for the Human High Affinity IgE Receptor (FcεRI) α-Chain," (1993) <i>J. Immunol.</i> 151(11), pp. 6166-6174.
	C6 *	Shimizu, et al., (1988), <i>Proc. Natl. Acad. Sci. USA</i> (85), pp. 1907-1911.
	C7 *	Patent Abstract of Japan, Vol. 095, No. 007, 31 August 1995 and JP 07 092167 A (Kinki Univ.; Others: 01), 7 April 1995.
	C8 *	Patent Abstract of Japan, Vol. 095, No. 006, 31 July 1995 and JP 07 072150 A (Tonen Corp.; Others: 01), 7 March 1995.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.